

1 BINGHAM MCCUTCHEN LLP
2 Brian C. Rocca (SBN 221576)
brian.rocca@bingham.com
3 Sujal J. Shah (SBN 215230)
sujal.shah@bingham.com
4 Three Embarcadero Center
San Francisco, CA 94111-4067
Telephone: 415.393.2000
5 Facsimile: 415.393.2286

6 WILLIAMS & CONNOLLY LLP
John E. Schmidlein (163520)
jschmidlein@wc.com
7 725 12th St NW
8 Washington DC 20005-3901
Telephone: 202.434.5901
9 Facsimile: 202.434.5029

10 Attorneys for Defendant
Google Inc.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14
15 GARY FEITELSON, a Kentucky resident, and
16 DANIEL MCKEE, an Iowa resident, on behalf
of themselves and all others similarly situated,

17 Plaintiffs,

18 v.

19 GOOGLE INC., a Delaware corporation,

20 Defendant.

21 No. 5:14-cv-02007 BLF

22
23 STIPULATION AND [PROPOSED]
24 ORDER TO SET A BRIEFING
25 SCHEDULE RE GOOGLE INC.'S
RESPONSE TO THE COMPLAINT
26 AND TO CONTINUE CASE
MANAGEMENT CONFERENCE
(LOCAL RULE 6-2)

27 Judge: Hon. Beth Labson Freeman
28 Dept. Courtroom 3, 5th Floor

CASE NO. 5:14-CV-02007 BLF

29 STIPULATION AND [PROPOSED] ORDER TO SET A BRIEFING SCHEDULE RE GOOGLE INC.'S
RESPONSE TO THE COMPLAINT AND TO CONTINUE CASE MANAGEMENT CONFERENCE
(LOCAL RULE 6-2)

1 Plaintiffs Gary Feitelson and Daniel McKee on behalf of themselves and all others
2 similarly situated (“Plaintiffs”) and Defendant Google Inc. (“Google”) (together, “the Parties”)
3 jointly submit this Stipulation and Proposed Order to set a briefing schedule in connection with
4 Google’s forthcoming response to the Complaint, and to continue the Case Management
5 Conference presently scheduled for July 31, 2014.

6 WHEREAS Plaintiffs filed a Complaint against Google on May 1, 2014. *See* Dkt. 1.

7 WHEREAS a Case Management Conference is presently scheduled for July 31, 2014.
8 *See* Dkt. 7.

9 WHEREAS Google was served with the Complaint on May 5, 2014. *See* Dkt. 13.

10 WHEREAS Google intends to move to dismiss the Complaint pursuant to Federal Rule
11 of Civil Procedure 12(b)(6), which is presently due on May 27, 2014.

12 WHEREAS there have been no previous time modifications in this case.

13 WHEREAS the Parties have met and conferred and have reached an agreement on a
14 proposed briefing schedule and date for the Case Management Conference.

15 NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate to,
16 and ask the Court to approve, the following:

17 1. Google shall file its motion to dismiss on or before July 11, 2014.

18 2. Plaintiffs shall file an opposition to Google’s motion to dismiss on or before
19 August 11, 2014.

20 3. Google shall file a reply in support of its motion to dismiss on or before
21 September 2, 2014.

22 4. Google shall notice the hearing on the motion to dismiss for October 2, 2014 at
23 9:00 a.m.

24 5. In the interest of efficiency, the Case Management Conference currently
25 scheduled on July 31, 2014 at 1:30 p.m. shall be continued until October 30, 2014 at 1:30 p.m.

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1 IT IS SO STIPULATED.

2 DATED: May 20, 2014

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4 BINGHAM MCCUTCHEN LLP

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6 By: /s/ Brian C. Rocca
Brian C. Rocca
brian.rocca@bingham.com
7 Attorneys for Defendant
8 Google Inc.

9 DATED: May 20, 2014

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11 HAGENS BERMAN SOBOL SHAPIRO LLP

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13 By: /s/ Steve W. Berman
Steve W. Berman
steve@hbsslaw.com
14 Attorneys for Plaintiffs
15 Gary Feitelson et al.

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 DATED: May 21, 2014

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BETH LABSON FREEMAN
22 United States District Judge
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ATTESTATION

I, Brian C. Rocca, am a partner at Bingham McCutchen LLP and am counsel for Google Inc. in this matter. I am the registered ECF user whose username and password are being used to file this Stipulation and [Proposed] Order. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that the above-identified counsel concurred in this filing.

DATED: May 20, 2014

BINGHAM MCCUTCHEN LLP

By: /s/ Brian C. Rocca

Brian C. Rocca
brian.rocca@bingham.com
Attorneys for Defendant
Google Inc.